



UNITED STATES OF AMERICA
DEPARTMENT OF TRANSPORTATION
OFFICE OF THE SECRETARY
WASHINGTON, D.C.

Issued by the Department of Transportation on July 9, 1998

NOTICE OF ACTION TAKEN -- DOCKET OST 95-576

This serves as notice to the public of the action described below, taken by the Department official indicated (no additional confirming order will be issued in this matter).

Application of **UNITED AIR LINES, INC.,** filed **6/11/98** for:

XX Amendment of United's frequency allocation to increase from three to seven the number of weekly frequencies United may operate in the Lima-Santiago market with local traffic rights. United requests that the allocation remain in effect indefinitely or until June 12, 2001, when frequency limitations under the U.S.-Peru agreement terminate.

Applicant rep: **Joel S. Burton (202) 637-9130** DOT Analyst: **Linda L. Lundell (202) 366-2336**

DISPOSITION

XX Granted in part (subject to conditions, see below)

XX Dismissed request for indefinite duration of frequency allocation (see below)

The frequency allocation was effective when taken: **July 1, 1998,** through **June 12, 2001.**

Action taken by: **Paul L. Gretch, Director**
Office of International Aviation

XX The authority granted is consistent with the aviation agreements between the United States and Peru and the United States and Chile.

Except to the extent exempted or waived, this authority is subject to the terms, conditions, and limitations indicated:

XX Holder's certificate of public convenience and necessity

Conditions: Consistent with our standard practice, the frequency allocation granted is subject to the condition that it will expire automatically and the frequencies will revert back to the Department for reallocation if they are not used for a period of 90 days.

Remarks: We granted United's request for allocation of the frequencies through June 12, 2001, coextensive with the duration of the frequency limitations for beyond-Peru services as set forth in the 1998 U.S.-Peru aviation agreement. After that date, under the terms of the agreement, U.S. carrier beyond-Lima services will no longer be limited, and, thus, a frequency allocation for such services will not be necessary. In these circumstances, we dismissed that portion of United's application, requesting that the allocation of the frequencies remain in effect indefinitely.

Under authority assigned by the Department in its regulations, 14 CFR Part 385, we found that (1) immediate action was required and was consistent with Department policy; and (2) grant of the authority was consistent with the public interest. To the extent not granted or dismissed, we denied all requests in the referenced Docket. We may amend, modify, or revoke the authority granted in this Notice at any time without hearing at our discretion.

Persons entitled to petition the Department for review of the action set forth in this Notice under the Department's regulations, 14 CFR §385.30, may file their petitions within ten (10) days after the date of issuance of this Notice. This action was effective when taken, and the filing of a petition for review will not alter such effectiveness.

*An electronic version of this document is available on the World Wide Web at:
<http://dms.dot.gov/general/orders/aviation.html>.*